

1 **MICHAEL J. HADDAD (SBN 189114)**

2 **JULIA SHERWIN (SBN 189268)**

3 **T. KENNEDY HELM (SBN 282319)**

4 **HADDAD & SHERWIN LLP**

5 505 Seventeenth Street

6 Oakland, CA 94612

7 Telephone: (510) 452-5500

8 Facsimile: (510) 452-5510

9 **SANJAY S. SCHMIDT (SBN 247475)**

10 **LAW OFFICE OF SANJAY S.**

11 **SCHMIDT**

12 1388 Sutter Street, Suite 810

13 San Francisco, CA 94109

14 Telephone: (415) 563-8583

15 Facsimile: (415) 223-9717

16 *Attorneys for Plaintiff*

17 **UNITED STATES DISTRICT COURT**  
18 **NORTHERN DISTRICT OF CALIFORNIA**

19 **LUCY ATAYDE, Individually and as ) Case No. 3:16-cv-00038-TEH**

20 Successor in Interest of Decedent **RICHARD )**

21 **MICHAEL RAMIREZ, )**

22 )

23 Plaintiff, )

24 )

25 vs. )

11 **NAPA STATE HOSPITAL, STATE OF )**

12 **CALIFORNIA DEPARTMENT OF )**

13 **STATE HOSPITALS, a public entity, )**

14 **DOLLY MATTEUCCI, Individually, DANA )**

15 **WHITE, R.N., Individually, CALIFORNIA )**

16 **FORENSIC MEDICAL GROUP, INC., )**

17 **TAYLOR FITHIAN, M.D., HEATHER )**

18 **GOODE, M.D., SEAN RYAN, R.N., )**

19 **DEBORAH MANDUJANO, R.N., CORINA )**

20 **DENNING, R.N., COUNTY OF MERCED, )**

21 a municipal corporation, former Sheriff **TOM )**

22 **CAVALLERO, in his Individual and Official )**

23 Capacities, Undersheriff **JASON GOINS, and )**

24 **DOES 1 THROUGH 10, Jointly and )**

25 Severally, )

Defendants. )

11 **STIPULATION AND ~~(PROPOSED)~~ )**  
12 **ORDER TO CONTINUE HEARING )**  
13 **DATE FOR DEFENDANTS' MOTION )**  
14 **TO DISMISS OR TRANSFER VENUE )**  
15 **(DOCKET 12) AND MOTION TO )**  
16 **TRANSFER VENUE (DOCKET 25)**

1 PLAINTIFF, AND DEFENDANTS, THROUGH THEIR RESPECTIVE COUNSEL  
2 OF RECORD, HEREBY STIPULATE, AND REQUEST THIS COURT TO ORDER, that the  
3 hearing date regarding the State Defendants' Motion to Dismiss or Transfer Venue (Doc. 12)  
4 and the Merced County and CFMG Defendants' Motion to Transfer Venue (Doc. 25) be  
5 amended as follows:

6 1. The hearing date on Defendants' Motions (Docs. 12 and 25) will be continued  
7 from 10:00 a.m. on March 14, 2016 to 10:00 a.m. on March 21, 2016.

8 Good cause exists for continuing the hearing on Defendants' motions. Plaintiff's lead  
9 trial counsel, Michael J. Haddad and Julia Sherwin, will both be out of state on March 14,  
10 2016. The briefing schedule on both motions will remain unchanged.

11 SO STIPULATED.

12 13 Dated: February 9, 2016

HADDAD & SHERWIN LLP

14 By: /s/ T. Kennedy Helm

15 T. KENNEDY HELM  
16 Attorneys for Plaintiff

17 Dated: February 9, 2016

LAW OFFICE OF  
18 SANJAY S. SCHMIDT

19 By: /s/ Sanjay S. Schmidt\*

20 SANJAY S. SCHMIDT  
21 Attorneys for Plaintiff

22 Dated: February 9, 2016

KAMALA D. HARRIS  
23 Attorney General of California  
JOHN P. DEVINE  
Supervising Deputy Attorney  
24 General

25 By: /s/ Paul T. Hammeress\*

1 PAUL T. HAMERNESS  
2 Attorney for Defendants  
3 Napa State Hospital  
4 (NSH), California  
5 Department of State  
6 Hospitals, Dolly  
7 Matteucci, and  
8 Dana White

9  
10 Dated: February 9, 2016

11 THE LAW OFFICES OF  
12 JEROME M. VARANINI

13 By: /s/ Jerome M. Varanini\*

14 JEROME M. VARANINI  
15 Attorney for Defendants  
16 Merced County; CFMG, Inc.;  
17 Taylor Fithian, M.D.; Tom  
18 Cavallero; Corina Denning;  
19 Jason Goins; Heather Goode;  
20 Deborah Mandjuano; and Sean  
21 Ryan

22 \*Mr. Hamerness, Mr. Varanini, and Mr. Schmidt provided their consent that this document  
23 be ECF filed with their electronic signatures.

**[PROPOSED] ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED that the hearing on Defendants' Motion to Dismiss or Transfer Venue (Doc. 12) and Motion to Transfer Venue (Doc. 25) shall be continued from Monday, March 14, 2016 at 10:00 a.m. to Monday, March 21, 2016 at 10:00 a.m.

Date: 02/10/2016

Heath Johnson

HONORABLE THELTON E.  
HENDERSON  
United States District Judge